Docket No. 034300-000167

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Richard Wodzianek

**SERIAL NO.:** 

09/919,069

FILING DATE:

July 30, 2001

TITLE:

SYSTEM AND METHOD FOR REMOTELY MONTH COLUMN

**MODEM STATUS** 

JUL 1 8 2003

Technology Center 2600

**EXAMINER:** 

Unassigned

ART UNIT:

2631

# CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450, on the date printed below:

Date: 7-11-03

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COMMISSIONER FOR PATENTS P.O. Box 1450, ALEXANDRIA, VA 22313-1450

# INFORMATION DISCLOSURE STATEMENT

Each item of information listed in the attached FORM PTO-1449, for which a copy of each is attached, may be material to the examination of the above-identified application and is, therefore, submitted in compliance with the duty of disclosure defined in 37 CFR §§ 1.56, 1.97 and 1.98. The Examiner is requested to make these items of official record in this application.

This Information Disclosure Statement under 37 CFR §§ 1.56, 1.97 and 1.98 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these items constitutes prior art.

I

This statement is filed pursuant to:

### (X) 37 C.F.R. § 1.97(b).

>

This information disclosure statement is filed either (1) within three months of the filing date of a national application other than a continued prosecution application under §1.53(d); (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; (3) before the mailing date of a first office action on the merits, or (4) before the mailing of a first office action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114, whichever event occurs last.

Accordingly, this information disclosure statement requires no fee and no certification.

### () 37 C.F.R. § 1.97(c).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97 (b), but before the mailing date of either (1) a final action under 37 C.F.R. § 1.113; (2) a notice of allowance under 37 C.F.R. § 1.311; or (3) an action that otherwise closes prosecution in the application.

Accordingly, this information disclosure statement requires either the fee specified in 37 C.F.R. § 1.17 (p) for submission of an information disclosure statement under 37 C.F.R. § 1.97 (c) (\$180); or a certification according to 37 C.F.R. § 1.97 (e).

### () 37 C.F.R. § 1.97(d).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97 (c).

Accordingly, this information disclosure statement requires the fee specified in 37 C.F.R. § 1.17 (p) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) (\$180), and a certification according to 37 C.F.R. § 1.97(e).

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. § 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record. To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.

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- (X) No fee is due.
- The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) is enclosed (\$180).

Please charge any additional required fee or credit any overpayment to our deposit account number 50-1698. An additional copy of this page is enclosed.

III

Pursuant to 37 C.F.R. § 1.97(e), I certify:

- (X) No certification is necessary.
- () Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.
- (2) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the statement.

Respectfully submitted,
THELEN REID & PRIEST LLP

Dated: July \_\_\_\_\_\_\_, 2003

Masako Ando

Limited Recognition Under 37

Grand Cind

CFR 10.9(b)

THELEN REID & PRIEST LLP P.O. Box 640640 San Jose, CA 95164-0640 (408) 292-5800 direct dial (408) 287-8040 direct fax

Approved for use through 04/30/2003. OMB 0651-0031

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Substitute for form 1449A/PTO Complete if Known 09/919,069 Application Number ก**ะทั่**FORMATION DISCLOSURE July 30, 2001 Filing Date STATEMENT BY APPLICANT Richard Wodzianek First Named Inventor 2631 Art Unit (use as many sheets as necessary) **Examiner Name** Unassigned 034300-000167 of Attorney Docket Number Sheet

			U.S. PATENT	DOCUMENTS		
Examiner Initials *	Cite	Document Number Publication Da	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevan	
	No.1	Number - Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear	
		US-4,385,384	5/24/2003	Rosbury et al.		
		US- 6,151,355	11/21/2002	Vallee et al.		
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		FOREIGN PA	TENT DOCU	MENTS		
Examiner Initials*		Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Τ°
	Cite No. <sup>1</sup>	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY			
		WO 99/45694	9/10/1999	Conexant Systems, Inc.		
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Examiner	<b>'</b>	Date	
Signature		Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. B x 1450, Al xandria, VA 22313-1450.

PTO/SB/08b(05-03)
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Substitute for form	1449A/PTO	Complete if Known			
	TION DIGOLOGUES	Application Number	09/919,069		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Filing Date	July 30, 2001		
		First Named Inventor	Richard Wodzianek		
	Group Art Unit	2631 .			
(use as many sheets as necessary)		Examiner Name	Unassigned		
Chaot	1 of 1	Attorney Docket Number	03/300-000167		

	•	OTHER PRIOR ART NON PATENT LI	TERATUR	E DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTER the item (book, magazine, journal, serial, sympos number(s), publisher, city and	ium, catalog	, etc.), date, page(s), volume-issue	T²
		G. Epenoy et al., "Dynamic Setting of Modem Bulltetin, June 1983, vol. 26, no. 1, pp. 1-2	Paramete	s", IBM Technical Disclosure	
		PCT International Search Report, PCT/CA 02 2002, date Search Report mailed April 4, 200		ernational filing date July 30,	
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